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#8
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In the United States Patent and Trademark Office

In re the application of: Daniel Smith, et al

Serial No.: 10/006,337

FEB 24 2004

Examiner: John Hardee

Filed: December 3, 2001

Group: 1751

For: Thickened Fabric Conditioners

Certificate Of Mailing (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, Alexandria, VA 22313-1450 on this _____ day of _____, 2004.

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Dear Sir:

Letter


In a telephone conversation on February 11, 2004 between applicant's attorney, Bernard Lieberman and Examiner John R. Hardee, the Examiner in charge of this application, applicant's attorney inquired as to the status of the subject application in light of the amendment mailed 10/27/03. It was then discovered that applicant's amendment was never received by the U.S. Patent Office. Examiner Hardee had no record of receiving the amendment and applicant's attorney has discovered upon reviewing the file that a date-stamped postcard was never returned to applicant.

Following the recommendation of Examiner Hardee, applicant's submit herewith a copy of the amendment as filed on 10/27/03 along with a petition for a one month extension. Both papers contain a Certificate of First Class mailing stating that the papers were deposited with the U.S. Postal Service in an envelope addressed to the Commissioner for Patents on 10/27/04.

Examiner Hardee advised applicant's attorney that having the certificate of first class mailing was sufficient evidence to prove that the amendment was indeed mailed in response to the official action.

Applicants therefore request a confirmation by the PTO that the amendment has been received, and that the application is still pending

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bernard Lieberman", is written over the typed name.

Bernard Lieberman
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